



## Official Minutes

**MEETING OF THE MINTURN TOWN COUNCIL**  
**Minturn Town Center, 302 Pine Street**  
**Minturn, CO 81645 • (970) 827-5645**

**Wednesday January 6, 2016**

**Work Session – 5:30pm**  
**Regular Session – 6:30pm**

**MAYOR – Gordon “Hawkeye” Flaherty**  
**MAYOR PRO TEM – George Brodin**

**COUNCIL MEMBERS:**

Shelley Bellm  
Earle Bidez  
John Rosenfeld  
Matt Scherr  
Jason Osborne

These minutes are formally submitted to the Town of Minturn Town Council for approval as the official written record of the proceedings at the identified Council Meeting. Additionally, all Council meetings are tape-recorded and are available to the public for listening at the Town Center Offices from 8:30am – 2:00 pm, Monday through Friday, by contacting the Town Clerk at 970/827-5645 302 Pine St. Minturn, CO 81645.

### **Work Session – 5:30pm**

- Eagle River Fire Protection District training facility options – Powell  
Council asked for a second worksession (January 20) which delves into:
  - Future alternative lease revenue
  - Best use of the land, where might it best fit in the area
  - True need of water and sewer service in the area.
  - Effects of this project added to the current project and funding workload of other projects.
  
- Council questions regarding the Resolutions

### **Regular Session – 6:30pm**

#### **1. Call to Order**

The meeting was called to order by Mayor Hawkeye F. at 6:31pm.

- Roll Call

Those present included: Mayor Hawkeye Flaherty and Town Council members, George Brodin, John Rosenfeld, Matt Scherr, Earle Bidez, Jason Osborne, and Shelley Bellm.

Staff present: Town Attorney Mike Sawyer, Town Manager Willy Powell, Town Clerk/Treasurer Jay Brunvand, and Town Planner Janet Hawkinson.

- Pledge of Allegiance

## **2. Approval of Agenda**

- Items to be Pulled or Added

Motion by Shelley B., second by Ozzy O., to approve the agenda as presented. Motion passed 7-0.

## **3. Approval of Minutes**

- December 16, 2015

Motion by Shelley B., second by Ozzy O., to approve the minutes of December 16, 2015 as presented. Motion passed 7-0.

## **4. Liquor License Authority**

- Golden Aspen Leaf, Inc dba Gourmet Cowboy approval of a Temporary Liquor License Permit Application; 455 Main St; Clifford A Dorn, III Owner/President – Brunvand

Jay B. outlined the issues for the Council and introduced Mr. Clifford Dorn, III. Mr. Dorn stood for questions.

Public hearing opened.

Mr. Dorn stated the use will remain as a catering company and at this time they do not see any change in the business plan.

Public hearing closed.

Motion by Ozzy O., second by Earle B., to approve the Golden Aspen Leaf, Inc dba Gourmet Cowboy Temporary Liquor License Permit Application; 455 Main St; Clifford A Dorn, III Owner/President as presented. Motion passed 7-0.

## **5. Public comments on items, which are NOT on the agenda (5 minute time limit per person)**

Mr. Matt Giblon, owner and developer of 1973 Main (Quintana Butcher Block property), introduced himself to the Council. He stated the project is moving forward at staff level.

Mr. Tim McGuire, BMR Resorts, reminded the Council of the upcoming special meeting on Saturday January 23, 2016 from 8am-noon in the Council Chambers.

## **6. Special Presentations**

- Committee Report

Deputy Phillip Cusick, Minturn Police/ECISO Department, presented the police status data. Discussion ensued as to the report, identified issues and concerns in Town, and the general changes in the department for the betterment of the Town. Council requested this report be made public on the Town's website.

Shelley B. noted the scholarship application is on the Town website and available for completion. The deadline submittal is pending and Shelley B. will notify the Town in order to update the website and application.

## **PUBLIC HEARINGS AND ACTION ITEMS**

### **7. Discussion/Action Item: Consideration of Resolution 1 – Series 2016 A Resolution setting the official posting sites for the Town of Minturn – Brunvand**

Motion by John R., second by George B., to approve Resolution 1 – Series 2016 A Resolution annually setting the official posting sites for the Town of Minturn as presented. Motion passed 7-0.

### **8. Discussion/Action Item: Consideration of Resolution 2 – Series 2016 A Resolution appointing individuals to the Planning Commission – Hawkinson**

Janet H. requested this be moved to the February 3, 2016 meeting.

Motion by John R., second by Shelley B., to continue Resolution No. 02 – Series 2016 A Resolution appointing individuals to the Planning Commission to the Feb 3, 2016 Council Meeting as presented. Motion passed 7-0.

### **9. Discussion/Action Item: Consideration of Resolution 3 – Series 2016 A Resolution approving an employment agreement between Willy Powell and the Town of Minturn – Powell**

Michael S. stated this is an agreement developed from prior Council discussion and Staff recommends approval. The agreement is acceptable by both parties.

Motion by Earle B., second by Ozzy O., to approve Resolution 03 – Series 2016 A Resolution approving an employment agreement between Willy Powell and the Town of Minturn as presented. Motion passed 6-1 (Nay Shelley B.)

## COUNCIL AND STAFF REPORTS

### 10. Town Planner

### 11. Town Manager

Willy P noted a brochure provided by CDOT regarding establishing speed limits. Willy P. recommended Staff work with CDOT and investigate our options prior to spending money on studies.

#### TAP Grant Request for Qualifications

- Six proposals received
- Jason, Willy, Jeff reviewed proposals on Jan. 5
- Four shortlisted for reference check and interview
- IGA received from CDOT on Jan 4
- Will need resolution for IGA funding—Jan. 20 meeting

#### Bolts Ditch Legislation

- Have County support letter
- Likely will have River District letter at their Jan. meeting
- Meeting with UEVWSD Jan. 7
  - Hawkeye, Willy, Tom G. will lobby in DC next week—Senators Bennet and Gardner, FS staff, legislative staffs and others

#### Employee Performance Evaluations

- All are complete
- Employees very appreciative of raises given by Council

#### 100 Block Engineering

- Currently experiencing some difficulties with CDOT review
  - Meeting with CDOT tomorrow—Eagle and Region 3 representatives

Matt S. asked about the Town sign; the batteries are dead and new have been ordered. The sign light should be up again soon.

Matt S. asked about sidewalk shoveling; the Police are following up and warnings are being issued as needed.

Discussion ensued as to baseline speed in the “S” curve area and the need to keep the new curb clear and visible.

## 12. Town Council Comments

Shelley B. asked the Council to consider term limits for Council and Planning Commission. She stated that she had been approached by citizens and felt it was needed. There is not sufficient time to put this on the ballot by citizen initiative.

Mike S. outlined the process of a citizen initiative and confirmed Shelley B. was correct there was insufficient time. He will work with Staff to propose a question for the Council to consider at the January 20 meeting.

John R. thanked the community and various police and fire agencies that helped to pull together the Christmas gift program.

Matt S. noted the upcoming election and encouraged interested persons to pull a petition for the Council or Mayor seat.

Ozzy O. asked for a future project consideration to realign Taylor, Rail Road Ave, and Minturn Road as he feels the current alignment is unsafe.

## 13. Town Attorney

### EXECUTIVE SESSION

**14. Executive Session: An executive session for the purpose of conferencing with the Town Manager for the purposes of receiving direction and advice on the purchase, acquisition, lease, transfer or sale of any real property or other property under C.R.S. Section 24-6-402(4)(a) and for the purpose of discussing specific legal questions with the attorney for the purposes of receiving legal advice under C.R.S. Section 24-6-402(4)(b), and for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators under C.R.S. Section 24-6-402(4)(e) and for the purpose of discussing personnel matters and instruction of negotiators related to manager contract under C.R.S. Section 24-6-402(4)(f) – Town Manager review, Dowd Junction, and Entryway Project – Powell/Sawyer**

The Executive Session was not held as there was no need.

### FUTURE AGENDA ITEMS

## 15. Next Meeting – January 20, 2016

- ERFPD continuation of discussion Worksession – Powell 1/20/16
- Term limit discussion worksession and Action Item – 1/20/16

**16. Future Meetings:**

- Discussion/Action Item: Consideration of Resolution No. 02 – Series 2016 A Resolution appointing individuals to the Planning Commission – Hawkinson 02/03/16
- Work Session – Review of Job Descriptions – Powell
- Work session: consideration of approving retail sales of marijuana – Powell/Sawyer/Brunvand 02/03/16
- Work Session on housing – Hawkinson 2/17/16

**17. Set Future Meeting Dates**

a) Council Meetings:

- January 20, 2016
- February 3, 2016
- February 17, 2016

b) Planning & Zoning Commission Meetings:

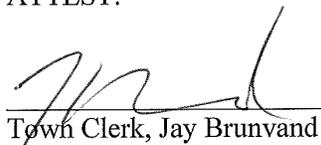
**18. Other Dates:**

**19. Adjournment**

Motion by John R., second by Ozzy O., to adjourn at 8:00pm.

  
Mayor Hawkeye Flaherty

ATTEST:

  
Town Clerk, Jay Brunvand

